

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL NOTE**

**HB 2364 - SB 2499**

February 20, 2018

**SUMMARY OF BILL:** Changes, from Davidson County to Williamson County, the venue for various judicial proceedings. Adds Williamson County circuit or chancery court to the list of courts which an aggrieved party may appeal a forfeiture ruling for judicial review.

**ESTIMATED FISCAL IMPACT:**

**Increase State Revenue – Exceeds \$1,000/Attorney General**

**Increase State Expenditures – \$24,800/One-Time/General Fund**  
**Exceeds \$1,000/Recurring/General Fund**  
**Exceeds \$1,000/Recurring/Attorney General**

**Assumptions:**

- The proposed language would change, from the Davidson County chancery court to the Williamson County chancery court, the venue for appeals of: contested cases, rulings by the Tennessee Ethics Commission, cease and desist orders against mental health facilities, pesticide license revocations, refusal by the Secretary of State to file certain business filings, rulings by the Motor Vehicle Commission, final orders by the Tennessee Public Utility Commission, any final order issued by a Health Related Board, certain rulings made by the Tennessee Department of Environment and Conservation, and rulings by the Child Care Agency Licensing Board.
- The Attorney General's office represents the majority of state agencies during such appeals and subsequently bills such state agencies for reimbursement of time and any costs associated with travel.
- The proposed language would result in an increase in expenditures for the Attorney General, with an equal and corresponding increase in revenues for the Attorney General upon being reimbursed by state agencies from the General Fund.
- Due to multiple unknown variables such as the number of appeals which will be heard annually, the extent of any increase in reimbursement to the Attorney General which would not otherwise have occurred without this legislation, a precise increase in state expenditures from the General Fund and corresponding increase in revenue to the Attorney General cannot reasonably be determined; however it is reasonably estimated to exceed \$1,000 annually.
- According to the Administrative Office of the Courts (AOC), in 2017 there were 241 such appeals filed in the Davidson County chancery court.

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- In order for Williamson County chancery court to handle such an increase in caseload, an additional judge and legal secretary will be required within the Williamson County court system.
- The increase in appeals filed in Williamson County will result in a corresponding decrease in appeals filed in Davidson County; therefore a civil court judge will be transferred from the Davidson County court system to the Williamson County court system.
- Upon the transfer, the judge and legal secretary will require office setup including furniture, computer related supplies, software, and other equipment for a one-time increase in state expenditures estimated to be \$24,800.
- Any decrease in revenue within the Davidson County chancery court will be offset by an increase in revenue within the Williamson County chancery court; therefore the net impact to local government is estimated to be not significant.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

/jrh